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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
REQUEST FOR FILING APPLICATION UNDER 37 C.F.R. 1.53(b)**

**WITHOUT FILING FEE AND/OR WITHOUT EXECUTED INVENTOR'S DECLARATION**

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Sir:

Atty. Dkt. 550-510

Date: January 27, 2004

10/17/04 4495  
USPTO  
22553

This is a request for filing a new PATENT APPLICATION under Rule 53(b) entitled:

**APPARATUS AND METHOD FOR PERFORMING HARDWARE AND SOFTWARE CO-VERIFICATION TESTING**

without a filing fee and/or without an executed inventor's oath/declaration.

This application is made by the below identified inventor(s). Attached hereto are the following papers:

- Newly executed Declaration,  Copy of Declaration from prior application,  Abstract  
 Please delete the following inventors in the continuation/division/continuation-in-part application:

**Deleted persons:**

54 pages of specification and claims (including 51 numbered claims), and  
 13 sheets of accompanying drawing/s.

Attached is a Power of Attorney.

Priority is hereby claimed under 35 U.S.C. § 119 based on the following foreign applications:

Application Number	Country	Day/Month/Year Filed
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, respectively, the entire content of which is hereby incorporated by reference in this application..

Certified copy(ies) of foreign application(s) is/are attached.

Certified copy(ies) filed on \_\_\_\_\_ in prior application no. \_\_\_\_\_ filed \_\_\_\_\_  
 This application claims the benefit of Provisional Application No. \_\_\_\_\_, filed \_\_\_\_\_, the entire content of which is hereby incorporated by reference in this application.

This application is a  continuation/ division/ continuation-in-part of Application No. \_\_\_\_\_, filed \_\_\_\_\_, the entire content of which is hereby incorporated by reference in this application.

Petition filed in prior application to extend its life to insure co-pendency.  
 The prior application is assigned to \_\_\_\_\_.

It is hereby requested that the Examiner consider the art cited in the above parent application(s) by applicant and/or the Examiner for the reasons stated therein. A listing of that art is attached, but pursuant to Rule 98(d) copies are not required.

Applicant claims "small entity" status.  "Small entity" statement attached.

Please enter the attached preliminary amendment prior to calculation of filing fee:

Also attached:  Information Disclosure Statement;  Non-Publication Request;  Nucleotide and/or Amino Acid Sequence Submission;  Statement deleting Inventor(s) named in prior application;  Other:

1. Inventor: Andrew Mark NIGHTINGALE GB  
 (first) MI (last) (citizenship)  
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2. Inventor: \_\_\_\_\_ (first) MI \_\_\_\_\_ (last) \_\_\_\_\_ (citizenship)  
 Residence: (city) \_\_\_\_\_ (state/country) \_\_\_\_\_  
 Mailing Address: \_\_\_\_\_  
 (Zip Code) \_\_\_\_\_

See attached sheet(s) for additional inventor(s) information!!

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